

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

HOUSE BILL HB1885

By: Graves

AS INTRODUCED

An Act relating to custody of children; amending Section 3, Chapter 301, O.S.L. 1999 (43 O.S. Supp. 2000, Section 110.1), which relates to shared parenting; expanding use of shared parenting; requiring certain documentation; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 3, Chapter 301, O.S.L. 1999 (43 O.S. Supp. 2000, Section 110.1), is amended to read as follows:

Section 110.1 It is the policy of this state to assure that minor children have frequent and continuing contact with parents who have shown the ability to act in the best interests of their children and to encourage parents to share in the rights and responsibilities of rearing their children after the parents have separated or dissolved their marriage. To effectuate this policy, if requested by a parent sole physical custody, joint custody, or equal time is asked by one or both of the parents, the court shall provide substantially equal access to the minor children to both parents at a temporary order hearing, unless the court finds that such shared parenting would be detrimental to such child. The burden of proof that such shared parenting would be detrimental to such child shall be upon the parent requesting sole custody and the reason for such determination shall be documented in the court record.

SECTION 2. This act shall become effective November 1, 2001.

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